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OFFICE OF THE SECRETARY

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EX PARTE OR LATE FILED

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: IB Docket No 97-95, RM-8811;
ET Docket No. 94-124, RM-8308, RM-8784;
ET Docket No. 95-183, RM-8553
EX PARTE PRESENTATION

Dear Ms. Salas:

The Commission's Report and Order and Second Notice of Proposed Rulemaking in ET Docket No. 95-183 (released November 3, 1997) designating the 38.6-40.0 GHz band for terrestrial services in the U.S. (the "39 GHz Order") makes it unlikely that this band will be used for commercial satellite services in the U.S. Accordingly, Hughes Communications, Inc. ("HCI") is writing to urge the Commission to accommodate the U.S. spectrum needs of the satellite industry in the other parts of the frequency bands above 36 GHz that are outside of the 38.6-40.0 GHz band.

As previously noted in the dockets referenced above, and as evidenced by the applications that HCI has filed for three new satellite systems that will operate in the 36.0-51.4

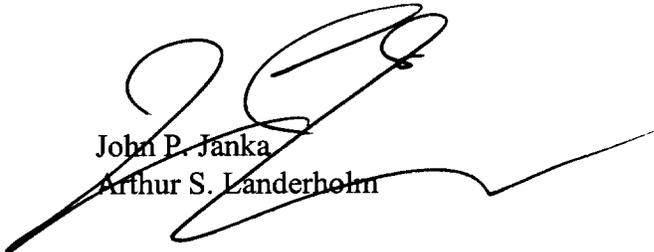
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GHz band,¹ the spectrum needs of the satellite industry between 36.0 GHz and 51.4 GHz are greater than the Commission's current band plan proposal for the U.S. in IB Docket No. 97-95, as implemented in part through the 39 GHz Order, which proposal simply will not support the provision of all of the satellite services proposed by HCI and others at a level that would allow the development of economically viable businesses in the future. In light of the Commission's 39 GHz Order, alternative additional spectrum should be allocated elsewhere at 36.0-51.4 GHz for satellite services.

HCI would be pleased to provide the Commission with any supplemental information the Commission may require with respect to these matters in connection with the above-referenced rulemaking proceedings. Fourteen copies of this letter are enclosed for the seven dockets referenced above.

Respectfully submitted,



John P. Janka
Arthur S. Landerholm

¹ Hughes Communications, Inc., File No. 90-SAT-P/LA-97(A) & 119 through 127-SAT-P/LA-97; Hughes Communications, Inc., File No. 148 through 151-SAT-P/LA-97; Hughes Communications, Inc., File No. 157/158-SAT-P/LA-97 & 159-SAT-P/LA-97(20).